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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/500,312	01/18/2005	Farshad Ghasipoor	3816-61	9865
36024 7590 02/04/2008 NIXON & VANDERHYE P.C. 901 NORTH GLEBE ROAD, 11TH FLOOR ARLINGTON, VA 22203				
EXAMINER				
GOLOBOY, JAMES C				
ART UNIT		PAPER NUMBER		
1797				
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02/04/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Attachment to Advisory Action

1. The provisional double patenting rejection set forth in the office action mailed 11/14/07 is withdrawn due to the abandonment of copending Application No. 10/500,309.
2. Amended claim 1 is equivalent to claim 6 in the amendment filed 8/23/07, and the rejection of that claim set forth in paragraphs 3-4 of the office action mailed 11/14/07 as obvious over Baumann in view of Beckmann, Kakehi, and Dennen would be applied to amended claim 1, as well as claims 3-4 and 18.
3. Amended claims 1 and 7-10 would be rejected over Baumann in view of Beckmann and Yamashita as discussed in paragraph 6 of the office action mailed 11/14/07, and further in view of Dennen in order to address the new limitation regarding the shell of polyoxymethylene urea.
4. Amended claims 11-12 would be rejected over the references cited in paragraphs 5-7 of the office action mailed 11/14/07, and further in view of Dennen in order to address the new limitation regarding the shell of polyoxymethylene urea.
5. Applicant argues that Dennen is non-analogous art and cannot be combined with Baumann, Beckmann and Kakehi because it relates to cigarette packaging rather than compressor piston lubrication, and "does not address any problem that could in any way

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be considered reasonably related to the problem addressed by applicants". However, Dennen is concerned with a similar problem as the current inventor, namely the problem of which microcapsule shell materials release their contents upon frictional contact. As Baumann, Beckmann, and Kakehi teach all the limitations of amended claim 1 except for the shell material, one of ordinary skill in the art clearly would have been motivated to use a microcapsule shell material that was previously known to release its contents upon frictional contact, even if the microcapsules were used in a different application, and would have had a reasonable expectation of success in using such a material.

JCG

/Glenn A Caldarola/

Acting SPE of Art Unit 1797